

Message Text

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ORIGIN NEA-10

INFO OCT-01 EUR-12 ISO-00 ACDA-10 ERDA-07 AF-10 ARA-14
CIAE-00 DODE-00 EA-09 PM-05 H-02 INR-07 IO-14
L-03 NASA-02 NSAE-00 NSC-05 OIC-02 SP-02 PA-02
PRS-01 OES-07 SS-15 NSCE-00 SSO-00 USIE-00
INRE-00 OMB-01 AID-05 IGA-02 TRSE-00 /148 R

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T - MR MCGAFFIGAN (SUBS)
-----057841 092110Z /21
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FM SECSTATE WASHDC
TO AMEMBASSY ISLAMABAD IMMEDIATE
AMEMBASSY PARIS IMMEDIATE

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E.O. 11652: N/A

TAGS: MNUC, FR, PK

SUBJECT: GLENN AMENDMENT
GLENN AMENDMENT
QUOTED BELOW ARE SECTIONS 669 AND 670 OF THE INTERNATIONAL
SECURITY ASSISTANCE AND ARMS EXPORT CONTROL ACT OF 1977
WHICH WAS SIGNED INTO LAW BY THE PRESIDENT ON AUGUST 4, 1977.
YOU WILL NOTE THAT THE NEW SECTION 670 CONTAINS INTERESTING
PHRASES AND PROVISIONS.

SEC. 669. NUCLEAR ENRICHMENT TRANSFERS.--(A) EXCEPT AS PRO-
VIDED IN SECTION (B), NO FUNDS AUTHORIZED TO BE APPROPRIATED
BY THIS ACT OR THE ARMS EXPORT CONTROL ACT MAY BE USED FOR
THE PURPOSE OF --

(1) PROVIDING ECONOMIC ASSISTANCE;
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(2) PROVIDING MILITARY OR SECURITY SUPPORTING ASSISTANCE OR
GRANT MILITARY EDUCATION AND TRAINING; OR

(3) EXTENDING MILITARY CREDITS OF MAKING GUARANTEES TO ANY
COUNTRY WHICH ON OR AFTER THE DATE OF ENACTMENT OF THE
INTERNATIONAL SECURITY ASSISTANCE AND ARMS EXPORT CONTROL

ACT OF 1977 --

-

(A) DELIVERS NUCLEAR ENRICHMENT EQUIPMENT, MATERIALS, OR TECHNOLOGY TO ANY OTHER COUNTRY; OR

(B) RECEIVES SUCH EQUIPMENT, MATERIALS, OR TECHNOLOGY FROM ANY OTHER COUNTRY; UNLESS BEFORE SUCH DELIVERY --

(I) THE SUPPLYING COUNTRY AND RECEIVING COUNTRY HAVE REACHED AGREEMENT TO PLACE ALL SUCH EQUIPMENT, MATERIALS, OR TECHNOLOGY, UPON DELIVERY, UNDER MULTILATERAL AUSPICES AND MANAGEMENT WHEN AVAILABLE; AND

(II) THE RECIPIENT COUNTRY HAS ENTERED INTO AN AGREEMENT WITH THE INTERNATIONAL ATOMIC ENERGY AGENCY TO PLACE ALL SUCH EQUIPMENT, MATERIALS, TECHNOLOGY, AND ALL NUCLEAR FUEL AND FACILITIES IN SUCH COUNTRY UNDER THE SAFEGUARDS SYSTEM OF SUCH AGENCY.

(B)(1) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (A) OF THIS SECTION THE PRESIDENT MAY FURNISH ASSISTANCE WHICH WOULD OTHERWISE BE PROHIBITED UNDER PARAGRAPH (1), (2), OR (3) OF SUCH SUBSECTION IF HE DETERMINES AND CERTIFIES IN WRITING TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE COMMITTEE ON FOREIGN RELATIONS OF THE SENATE THAT --

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(A) THE TERMINATION OF SUCH ASSISTANCE WOULD HAVE A SERIOUS ADVERSE EFFECT ON VITAL UNITED STATES INTERESTS; AND

(B) HE HAS RECEIVED RELIABLE ASSURANCES THAT THE COUNTRY IN QUESTION WILL NOT ACQUIRE OR DEVELOP NUCLEAR WEAPONS OR ASSIST OTHER NATIONS IN DOING SO.

SUCH CERTIFICATION SHALL SET FORTH THE REASONS SUPPORTING SUCH DETERMINATION IN EACH PARTICULAR CASE.

(2) ANY JOINT RESOLUTION WHICH WOULD TERMINATE OR RESTRICT ASSISTANCE DESCRIBED IN PARAGRAPHS (1) THROUGH (3) OF SUCH SUBSECTION (A) WITH RESPECT TO A COUNTRY TO WHICH THE PROHIBITION IN SUCH SUBSECTION APPLIES SHALL, IF INTRODUCED WITHIN 30 DAYS AFTER THE TRANSMITTAL OF A CERTIFICATION UNDER PARAGRAPH (1) WITH RESPECT TO SUCH COUNTRY, BE CONSIDERED IN THE SENATE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 601(B) OF THE INTERNATIONAL SECURITY ASSISTANCE AND ARMS EXPORT CONTROL ACT OF 1976.

SEC. 670. NUCLEAR REPROCESSING--TRANSFERS AND NUCLEAR
DETONATIONS.--(A) EXCEPT AS PROVIDED IN SUBSECTION (B),
NO FUNDS AUTHORIZED TO BE APPROPRIATED BY THIS ACT OR THE
ARMS EXPORT CONTROL ACT MAY BE USED FOR THE PURPOSE OF--

(1) PROVIDING ECONOMIC ASSISTANCE;

(2) PROVIDING MILITARY OR SECURITY SUPPORTING ASSISTANCE
OR GRANT MILITARY EDUCATION AND TRAINING; OR

(3) EXTENDING MILITARY CREDITS OR MAKING GUARANTEES; TO
ANY COUNTRY WHICH ON OR AFTER THE DATE OF ENACTMENT OF
THIS SECTION--

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(A) DELIVERS NUCLEAR REPROCESSING EQUIPMENT, MATERIALS, OR
TECHNOLOGY TO ANY OTHER COUNTRY OR RECEIVES SUCH EQUIPMENT,
MATERIALS, OR TECHNOLOGY FROM ANY OTHER COUNTRY EXCEPT FOR
THE TRANSFER OF REPROCESSING TECHNOLOGY ASSOCIATED WITH
THE INVESTIGATION OF TECHNOLOGIES WHICH ARE ALTERNATIVES
TO PURE PLUTONIUM REPROCESSING UNDER INTERNATIONAL EVALU-
ATION PROGRAMS WITH UNITED STATES PARTICIPATION; OR

(B) IS NOT A NUCLEAR-WEAPON STATE AS DEFINED IN ARTICLE
IX(3) OF THE TREATY ON THE NON-PROLIFERATION OF NUCLEAR
WEAPONS AND WHICH DETONATES A NUCLEAR EXPLOSIVE DEVICE.

(B)(1) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (A) OF
THIS SECTION, THE PRESIDENT MAY FURNISH ASSISTANCE WHICH
WOULD OTHERWISE BE PROHIBITED UNDER PARAGRAPH (1), (2), OR
(3) OF SUCH SUBSECTION IF HE DETERMINES AND CERTIFIES IN
WRITING TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES
AND THE COMMITTEE ON FOREIGN RELATIONS OF THE SENATE THAT
THE CESSATION OF SUCH ASSISTANCE, TRAINING, CREDITS OR
GUARANTEES WOULD BE SERIOUSLY PREJUDICIAL TO THE ACHIEVE-
MENT OF UNITED STATES NON-PROLIFERATION OBJECTIVES OR
OTHERWISE JEOPARDIZE THE COMMON DEFENSE AND SECURITY.
THE PRESIDENT SHALL TRANSMIT WITH SUCH CERTIFICATION A
STATEMENT SETTING FORTH THE SPECIFIC REASONS THEREFORE.

(2) ANY JOINT RESOLUTION WHICH WOULD TERMINATE OR RESTRICT
ASSISTANCE DESCRIBED IN PARAGRAPHS (1) THROUGH (3) OF SUCH
SUBSECTION (A) WITH RESPECT TO A COUNTRY TO WHICH THE
PROHIBITION IN SUCH SUBSECTION APPLIES SHALL, IF INTRO-
DUCED WITHIN 30 DAYS AFTER THE TRANSMITTAL OF A CERTI-
FICATION UNDER PARAGRAPH (1) WITH RESPECT TO SUCH COUNTRY,
BE CONSIDERED IN THE SENATE IN ACCORDANCE WITH THE PRO-
VISIONS OF SECTION 601(B) OF THE INTERNATIONAL SECURITY
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ASSISTANCE AND ARMS EXPORT CONTROL ACT OF 1976. CHRISTOPHER

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Message Attributes

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Sent Date: 09-Aug-1977 12:00:00 am
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Disposition Approved on Date:
Disposition Case Number: n/a
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Disposition Event:
Disposition History: n/a
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Subject: GLENN AMENDMENT GLENN AMENDMENT QUOTED BELOW ARE SECTIONS 669 AND 670 OF THE INTE
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